

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

In re: BRIDGESTONE/FIRESTONE, INC.,	) Master File No. IP 00-9373-C-B/S
TIRES PRODUCTS LIABILITY LITIGATION	) MDL NO. 1373
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THIS DOCUMENT RELATES TO ALL	)
ACTIONS	)

**ENTRY FOR OCTOBER 30, 2002**

The parties appeared, by counsel, this date for a telephonic discovery conference, during which the following was discussed:

1. Victor Diaz requested an extension of time to **November 18, 2002**, to serve the reports of the biomedical expert in his cases, although the reports will be served on a rolling basis as they are completed by the expert. The defendants did not object to this extension, and the magistrate judge granted it.
2. Mr. Diaz reported that he will confer later this week with his contacts in Venezuela and report at the next discovery conference when he believes he will be able to serve his foreign law expert rebuttal reports regarding Venezuelan law.
3. Mr. Diaz reports that the remainder of the Venezuelan plaintiffs' economic release forms will be executed and returned to the defendants no later than **November 6, 2002**.
4. The parties agreed to, and the magistrate judge approved, the following briefing schedule for the pending *Daubert* motions relating to Mr. Baumgardner: plaintiffs will respond by **December 2, 2002**, and defendants will reply by **December 31, 2002**.
5. The issue of the plaintiffs' desire to depose certain of the defendants' medical experts

even though those experts have not yet conducted IMEs (and likely will not do so until the week prior to trial) was discussed. The parties will consider a proposed resolution and report to the magistrate judge at the next discovery conference whether they are able to agree.

6. The parties report that the issue of the Australian shock absorbers remains unresolved. The matter will be discussed at a telephonic conference on **Thursday, November 7, 2002, at noon**. Randy Riggs will arrange the call and provide the arrangements to counsel and the magistrate judge. Only those counsel interested in this issue need participate on the call.
7. The parties report that when they receive cd-ROMs containing documents relevant to a deposition, they often do not have adequate time to print and review the documents prior to the deposition. To resolve this problem, the magistrate judge orders that, unless the parties otherwise agree in a particular case, any such cd-ROM shall be produced **at least ten business days** prior to the deposition to which it relates.
8. The plaintiffs' technical people will confer with Ford's technical people to determine whether the plaintiffs are able to sort the electronic privilege logs provided to them by Ford.
9. Firestone reports that there are five remaining case-specific depositions of Mr. Baumgardner and that the parties believe those will be completed on November 11-12, 2002.
10. The parties report that they are still working to resolve the issue of obtaining medical

records in Venezuela.

11. The issue of photographs taken by Mr. Baumgardner was discussed. Plaintiffs shall either produce the photographs or a privilege log listing them by **November 6, 2002**.
12. The parties agree that the defendants will have four hours to depose Dr. Cabrera in the *Jaimes* case.
13. The parties will file by **November 6, 2002**, a stipulation that will resolve the pending motions to strike the defendants' experts who were designated but did not serve reports.
14. The next telephonic discovery conference will be on **Wednesday, November 6, 2002, at 12:30 p.m.** Bill Winingham will arrange the call and provide the necessary arrangements to the magistrate judge and counsel. Counsel shall provide the magistrate judge with their proposed agendas for the call no later than **5:00 p.m. on November 4<sup>th</sup>**.

ENTERED this \_\_\_\_\_ day of November 2002.

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V. Sue Shields  
United States Magistrate Judge  
Southern District of Indiana

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